

**Buchanan Ingersoll**  
**Professional Corporation**One Oxford Center, 20th Floor  
301 Grant Street  
Pittsburgh, PA 15219-1410**Fax Number**Oxford Centre, 20th Floor: (412) 562-1041  
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**FROM:** Dennis Carleton**Telephone #:** 412-562-1893**Date:** 11/16/01**Additional Comments or Instructions:**The attached is confirmation that the Response and Amendment for  
Serial No. 09/583,386 was mailed October 26, 2001.

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83,386 Filing Date: 05/30/00 BIPC File No.: 000265

REPORTING OF MEMS STRUCTURE IN SEALED CAVITY USING

Wiley Date: 10/26/01

Resolved:

Statement of Use ☐ TM Application ☐ ITU Basis

Extension of Time ☐ Statement of Use

Designation Sheet ☐ Extension of Time

Sheet(s)/Figs. to ☐ Notice of Appeal

Document ☐ Brief

Declaration ☐ Petition

Agent & Conveyance Cover Sheet ☐ Status Request PTO STAMP

Information Disclosure Statement ☐ Issue Fee

1449 ☐ Application for Renewal

Amendment ☐ Specimen

Declaration ☐ Certificate of Mailing

Fee ☐ Express Mail No.

Response to Amendment

No. for \$

DNC/cle

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I hereby certify that this correspondence, being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

Oct. 26, 2001

Tammy Sykes

#7/B  
11-17-01  
Harrison

**PATENT**  
Attorney Docket No.: 000265

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Inventor:** L. Richard Carley )  
Serial No.: 09/583,386 ) **Examiner:** Erik Kielin  
Filing Date: May 30, 2000 ) **Art Unit:** 2813  
**Entitled:** MANUFACTURING OF MEMS STRUCTURE IN SEALED CAVITY USING DRY-RELEASE MEMS DEVICE ENCAPSULATION

**RESPONSE AND AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This communication is being filed in response to the Notice of Non-Compliant Amendment dated October 19, 2001 in the above-referenced U.S. patent application.

The Applicant requests the entry of the following Amendments:

**In the Specification:**

- On page 3, please delete the third full paragraph and replace it with the following paragraph:

$\beta^1$  Figures 1A and 1B show a top view and a side cross-sectional view respectively of the silicon CMOS wafer used as the base of the MEMS micro-encapsulated structure.

- On page 3, please delete the fourth full paragraph and replace it with the following paragraph:

$\beta^2$  Figures 2A and 2B show a top view and a cross-sectional view respectively of the wafer of the Figure 1A with a sacrificial layer deposited thereon.